



Crl.O.P.(MD) No.5039 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.04.2023

CORAM:

THE HONOURABLE MR. JUSTICE K.K. RAMAKRISHNAN

Crl.O.P.(MD) No.5039 of 2021
and Crl.M.P(MD)Nos.2887, 2888 of 2021

Athisayam @ Athisayapandi

... Petitioner

Vs

1. The Sub Divisional Executive Magistrate
Cum Assistant Collector,
Tirunelveli.

2. The Inspector of Police,
Sivathipatti Police Station,
Tirunelveli District.

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying this Court to quash the impugned notice issued by the Sub Divisional Executive Magistrate cum Assistant Collector, Tirunelveli vide his proceedings in A5/M.C.08/2021(107), dated 10.2.2021.

For Petitioner : Mr. S.M.Anantha Murugan

For Respondents : Mr.M.Muthu Manikkam
Government Advocate (Crl.Side)



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ORDER

The Criminal Original Petition has been filed to quash the impugned notice issued by the first respondent/Sub Divisional Executive Magistrate cum Assistant Collector, Tirunelveli vide his proceedings in A5/M.C.08/2021(107), dated 10.2.2021.

2.The petitioner has challenged the impugned notice issued by the first respondent under Section 107 r/w 111 of Cr.P.C. As per the provisionS under Section 116 of Cr.P.C, the said proceeding has to be completed within a period of six months, from the date of its commencement. Further, the period is one year from the issuance of notice. Hence, the entire period has been lapsed and there is no further adjudication required in this matter.



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3.In view of the above facts, this Criminal Original Petition is closed. Consequently, connected miscellaneous petitions are closed.

05.04.2023

NCS:Yes/No
Internet:Yes
Index:Yes/No

PNM

To

1. The Sub Divisional Executive Magistrate
Cum Assistant Collector,
Tirunelveli.
2. The Inspector of Police,
Sivathipatti Police Station,
Tirunelveli District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.K. RAMAKRISHNAN, J.

PNM

ORDER IN
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